

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

RITA R. RADABAUGH,

Plaintiff(s)

vs.

THE PENN TRAFFIC CO., et al,

Defendant(s)

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Case Number: 1:01cv705-SJD

District Judge Susan J. Dlott

ORDER

On August 6, 2003, this Court entered an order and judgment in this case. In its order, the Court discussed the fact that it had previously requested the plaintiff to submit any additional medical evidence created prior to October 31, 2000 and that the time to file such evidence had passed with the plaintiff having filed nothing in response.

This Court has been notified by the plaintiff that such documents were filed on July 14, 2003 with the Clerk of this Court. While the record does not indicate any such filing, the plaintiff has produced a file stamped copy of said document.

Accordingly, the order and judgment entered by this Court on August 6, 2003 is hereby set aside. The Clerk is directed to (1) reopen this matter to the active docket of this Court, and (2) file the plaintiff's legal memorandum that was submitted directly to chambers.

The defendant shall have until October 3, 2003 to file their response to the plaintiff's legal memorandum.

IT IS SO ORDERED.

\_\_\_\_s/Susan J. Dlott\_\_\_\_\_  
Susan J. Dlott  
United States District Judge